

United States District Court  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA  
E-filing VENUE: SAN FRANCISCO

UNITED STATES OF AMERICA,

v.

ALEJANDRO TOSCANO-VASQUEZ

DEFENDANT(S).

**INDICTMENT**

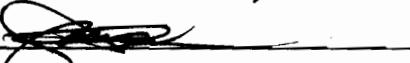
VIOLATION: 8 U.S.C. § 1326 - Illegal Reentry Following Deportation

A true bill.

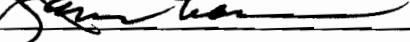
  
\_\_\_\_\_  
Foreman

Filed in open court this 3rd day of

APRIL 2008

  
\_\_\_\_\_  
Clerk

  
\_\_\_\_\_  
Bail, \$ NO PROCESS

  
\_\_\_\_\_  
Clerk

AO 257 (Rev. 6/78)

## DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY:  COMPLAINT  INFORMATION  INDICTMENT  
 SUPERSEDING

## OFFENSE CHARGED

Title 8 U.S.C., Section 1326 - Illegal Reentry by an Alien After Deportation (Class C Felony)

E-filing

Petty  
 Minor  
 Misdemeanor  
 Felony

## PENALTY:

Maximum Prison Term of 10 Years;  
 Maximum Fine \$250,000;  
 Maximum Term of Supervised Release of 3 Years;  
 Mandatory Special Assessment of \$100.

## PROCEEDING

Name of Complainant Agency, or Person (&amp;Title, if any)

Department of Homeland Security/Immigration Customs Enforcement

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed which were dismissed on motion of:

U.S. Att'y  Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

3-08-70177 JCS

Name and Office of Person Furnishing Information on THIS FORM

JOSEPH P. RUSSONIELLO

U.S. Att'y  Other U.S. Agency

Name of Asst. U.S. Att'y (if assigned)

ALBERT B. SAMBAT

Name of District Court, and/or Judge/Magistrate Location  
 NORTHERN DISTRICT OF CALIFORNIA

## DEFENDANT - U.S.

ALEJANDRO TOSCANO-VASQUEZ

## DISTRICT COURT NUMBER

MMC

## DEFENDANT

## IS NOT IN CUSTODY

1)  Has not been arrested, pending outcome this proceeding.  
 If not detained give date any prior summons was served on above charges

2)  Is a Fugitive

3)  Is on Bail or Release from (show District)

## IS IN CUSTODY

4)  On this charge

5)  On another conviction

6)  Awaiting trial on other charges }  Fed'l  State

If answer to (6) is "Yes", show name of institution

Has detainer been filed?  Yes  No } If "Yes" give date filed

DATE OF ARREST } Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

3/27/2008

This report amends AO 257 previously submitted

## ADDITIONAL INFORMATION OR COMMENTS

## PROCESS:

SUMMONS  NO PROCESS\*

WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

Arraignment  Initial Appearance

Defendant Address:

\*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: \_\_\_\_\_

Before Judge: \_\_\_\_\_

Comments: \_\_\_\_\_

1 JOSEPH P. RUSSONIELLO (CABN 44332)  
2 United States Attorney  
3  
4  
5 E-filing  
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7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION  
11  
12 UNITED STATES OF AMERICA, CR 08-1320  
13 Plaintiff, No.  
14 v. )  
15 ALEJANDRO TOSCANO-VASQUEZ, SAN FRANCISCO VENUE  
16 a/k/a Zamudio Acosta Vazquez, )  
17 a/k/a David Alejandro Vazquez, )  
18 a/k/a David Godinez-Vasquez, )  
19 Defendant. )  
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CR 08-1320  
No.

VIOLATION: 8 U.S.C. § 1326 - Illegal  
Reentry Following Deportation

SAN FRANCISCO VENUE

INDICTMENT

The Grand Jury charges:

On or about August 25, 2007, the defendant,

ALEJANDRO TOSCANO-VASQUEZ,  
a/k/a Zamudio Acosta Vazquez,  
a/k/a David Alejandro Vazquez,  
a/k/a David Godinez-Vasquez,

an alien, was excluded, deported and removed from the United States, and thereafter, on or about  
March 20, 2008, was found in the Northern District of California, the Attorney General of the  
United States and the Secretary of Homeland Security not having expressly consented to a

//

INDICTMENT

1 re-application by the defendant for admission into the United States, in violation of Title 8, United  
2 States Code, Section 1326.

3

4 DATED:

A TRUE BILL.

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7 JOSEPH P. RUSSONIELLO  
8 United States Attorney

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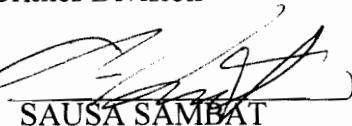
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11 KYLE WALDINGER  
Deputy Chief, Major Crimes Division

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(Approved as to form:



SAUSA SAMBAT

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INDICTMENT